IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

SATURDAY, THE TWENTIETH DAY OF AUGUST
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE C.V.RAMULU

WRIT PETITION No. 16745 of 1999

Between:

Y.Uday Kumar

..... PETITIONER

AND

The Project Officer, Integrated Tribal Development Agency,
Rampachodavaram, E.G.District and two others

.....RESPONDENTS

ORDER:

The petitioner was suspended from service in view of the impugned disciplinary proceedings contemplated against him. The only ground raised in this writ petition is that the 1st respondent has no jurisdiction to pass the impugned proceedings dated 31.07.1999.

Though no counter is filed on behalf of the respondents, the Government Pleader for Social Welfare strenuously contended that the 2nd respondent is the Secretary, Social Welfare and he is competent authority to take disciplinary action. He also contended that the Secretary of A.P.R.E.I.S is also competent authority to take disciplinary action. He further contended that as per the delegation of powers to the Project Officer, I.T.D.As by the Member Secretary, APTWAREIS, Andhra Pradesh, Hyderabad, through the proceedings dated 29.07.1999, the Project Officer, I.T.D.A is the appointing authority, original disciplinary authority will be the Project Officer while appellate powers will be with the Member Secretary, A.P.T.W.A.R.E.I.Society, Hyderabad.

Since admittedly the petitioner is working with A.P.T.W. Residential College, the contention of the petitioner that the

1st respondent has no jurisdiction is not correct. Be that as it may, now it is more than six years that this Court suspended the impugned order and it was not given effective and the petitioner is continuing in service. The respondents are at liberty to conduct a detailed enquiry against the petitioner and pass appropriate orders, if not already passed.

Accordingly, the Writ Petition is disposed of. No order as to costs.

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C.V.RAMULU,J

Dated: 20.08.2005

Dsr